

GOVERNMENT OF ANDHRA PRADESH  
A B S T R A C T

SUITS – Land Acquisition – Adilabad District – Basar (V) Madhole (M) – O.P.No.12/92 in A.S.No.2107/93 – Appeal filed – Dismissed – Sanction of Rs.1,03,447/- Orders – Issued.

---

IRRIGATION & CAD (PW.LA.III.A1) DEPARTMENT

G.O.RT.NO.473

DATE:07.06.2008

Read:

From the Spl.CS to Govt & CCLA, AP, Hyd Lr.No.G1/1304/04, dt:16.12.04.

\*\*\*

ORDER:

The Special Chief Secretary & Chief Commissioner of Land Administration, Hyderabad has submitted the proposals for sanction of decretal charges in respect of O.P.No.12/92 pertaining to Basar (V), Madhole (M), Adilabad District. The then SDC, LA-cum-Loc, Unit, Pochampad had acquired the land to an extent of Acs.19.21 gts dry situated in the limits of Basar (V) of Adilabad District for the purpose of submergence SRSP Reservoir paying the market value @Rs.8,500/- per acre dry land with statutory benefits thereon as per the Amended Act, vide Award No.9/1991 dt:7.1.1992. On a reference made, U/s 18, the Sub-ordinate Judge, Nirmal disposed off O.P.No.12/1992 by a order and decree dt:07.06.1993, awarding the market value Rs.20,000/- per acre for Dry lands with statutory benefits thereon as per the Amendment Act. The Govt.has preferred an appeal. The Hon'ble High Court in their interim orders dt:01.10.1993 that to deposit half of the decretal amount. Accordingly, an amount of Rs.1,69,050/- was deposited in the court. Finally, the Hon'ble H.C of A.P, Hyd in its orders dt:23.02.1999 in A.S.No.2107/93, disposing the case, partly allowed the appeal while reducing the market value from Rs.20,000/- to Rs.17,000/- per acre and dis-allowing the interest from date of possession to Draft Notification and confirmed the award made by the Civil Court, in all other aspects, while dismissing the Appeal filed by the Govt.

2) After careful examination of the matter, Government hereby accord sanction for an amount of Rs.1,03,447/- (Rupees one lakhs, three thousand four hundred and forty seven only) towards decretal charges in O.P.No.12/92 pertaining to Basar (V), Madhole (M), Adilabad District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

3) The Special Collector, SRSP, Hyderabad is directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants under SRSP for avoiding intervention of the middlemen.

4) The expenditure sanctioned in para (2) above shall be debitable to the following Head of Account "2701- Capital Out Lay –M & MI – 01–Major Irrigation Commercial – MH.116 –Sriramasagar Project –GH.11 – Normal State Plan – SH (26) Dams & Appurtenant works – 530/532 lands (Charged)". In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.1083/F4/A2/2005-1, dated 19.07.2005.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS  
SECRETARY TO GOVERNMENT

To  
The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.  
The Special Collector, SRSP, Tharnaka, Hyderabad.  
The ACE, SRSP, MJ Road, Hyderabad.  
The Director of Works Accounts, Hyderabad.  
Copy to: P.S. to Minister (M& MI).  
Finance (W&P) Department/File C.No.6901/LA-III(A1)/2005.  
SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER